



STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Norman H. Bangerter, Governor  
Dee C. Hansen, Executive Director  
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

May 22, 1987

Mr. Paul Lillywhite  
547 East Tabernacle  
St. George, Utah 84770

Dear Mr. Lillywhite:

Re: Declaration of Exemption, Paul Lillywhite, ML43282, Building  
Stone, DOE/053/005, Washington County, Utah

The Division is in receipt of your Declaration of Exemption (DOE) MR-4 application form for the above referenced claim. While the Division does not require any further information at this time, please note the following developments concerning "small mining operations" within the state of Utah.

During the 1986 and 1987 general session, the Utah State Legislature modified the Mined Land Reclamation Act, Chapter 8, Title 40, U.C.A., as amended. In part, the amended act eliminates the two acre/500 ton exemption and establishes a "small mining operation" category in its place. Small mining operations are defined as "mining operations which disturb or will disturb five or less surface acres at any given time".

The Division is continuing to accept MR-4 applications during the interim period between the passage of the amended act and the development of accompanying rules and regulations. However, please be advised that upon promulgation of new rules and regulations, each operator possessing an approved DOE and desiring to continue mining operations will be required to refile under the provisions of the new law and regulations pertinent to a "small mining operation". The Division will notify those operators having approved DOE applications on file of the new filing provisions when they are finalized.

Page 2  
Mr. Paul Lillywhite  
DOE/053/055  
May 22, 1987

Thank you for your cooperation and for filing your application notice with our office. A Division representative will schedule a field inspection of your mine site when in the area. Should you have any questions or require additional information, please feel free to contact me or Dave Wham of my staff.

Sincerely,

*L. P. Braxton*

L. P. Braxton  
Administrator  
Mineral Resource Development  
and Reclamation Program

clj  
cc: D. Wham  
1069R/25



MR Form 4  
(Revised 1984)

File No. DOE/053/005  
Date: ML 43282  
5-12-87

STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES AND ENERGY  
DIVISION OF OIL, GAS AND MINING  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
(801) 538-5340

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MAY 18 1987

DIVISION OF  
OIL, GAS & MINING

DECLARATION OF EXEMPTION

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(See Mined Land Reclamation Act 40-8-4[6].)

As provided for in Section 40-8-4, UCA 1953, I hereby declare an exemption from the "Utah Mined Land Reclamation Act," in that less than 500 tons of material is being mined or less than two (2) acres of land is being excavated or used as a disposal site during a period of twelve (12) consecutive months, from the following designated claims, leases or fee acreage.

NAME OF CLAIM, LEASE OR FEE ACREAGE	LOCATION			
	1/4, 1/4 SECTION	TOWNSHIP	RANGE	COUNTY
Mineral Lease (Paul Lillywhite)	Sec 17 N 1/4 SW 1/4	43S	15W	Wash.
Commodity: <u>Building Stone</u>				
Date: <u>5-12-87</u>				
Signature: <u>Paul Lillywhite</u>				
OPERATOR: <u>Paul Lillywhite</u>				
ADDRESS: <u>547 E. TABERNASH</u>	<u>ST. Geo. UT.</u>	<u>84770</u>		
TELEPHONE: <u>801-628-7168</u>				

\*This form needs to be filed one time only. In the event more than the minimum size requirements are to be mined, a Notice of Intention to Commence Mining Operations and Mining and Reclamation Plan (MR Form 1) will need to be filed with this office, at least 90 days prior to the anticipated expansion.